

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
CHRIS RYDER,

Plaintiff,

-against-

TRUE VALUE HARDWARE, INC., TRUE VALUE  
HARDWARE COMPANY, NATIONAL, LUX  
PRODUCTS, INC., VILLAGE HARDWARE, INC.,  
C.P.C. LOGISTICS, INC., EME NEVADA, INC.,  
PENSKE TRUCK LEASING, INC., MICROCHIP  
TECHNOLOGY, INC. AND TRUE VALUE  
DISTRIBUTION, INC.,

Defendants.

----- X  
**NOTICE TO TAKE  
DEPOSITION UPON ORAL  
EXAMINATION OF PLAINTIFF**

Docket No.: 12-cv-06875-CS

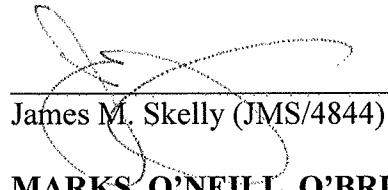
**PLEASE TAKE NOTICE**, that pursuant to Federal Rules of Civil Procedure, the defendant, **EME NEVADA, INC.**, will take the testimony of plaintiff before a Notary Public as to all relevant facts and circumstances in connection with the cause of action and allegations herein including liability and damages, on the 28<sup>th</sup> day of December, 2012 at 10:00 in the forenoon of that day at the law offices of **MARKS, O'NEILL, O'BRIEN & COURTNEY, P.C.**, 530 Saw Mill River Road, Elmsford, New York 10523.

**PLEASE TAKE FURTHER NOTICE**, that pursuant to the Federal Rules of Civil Procedure, the parties to be deposed are directed to produce at this examination, for the purpose of refreshing their recollections and for examinations, inspection and copying, all records, books, photographs, documents, correspondence and other writings and papers in their possession or

available to them, which relate to the matters herein on which the parties are to be examined under this notice.

Dated: Elmsford, New York  
October 31, 2012

By:

  
James M. Skelly (JMS/4844)

**MARKS, O'NEILL, O'BRIEN  
& COURTNEY, P.C.**  
Attorneys for Defendant  
**EME NEVADA, INC.**  
530 Saw Mill River Road  
Elmsford, New York 10523  
(914) 345-3701  
File No.: 447.94520

TO:

Chris Ryder - *Plaintiff Pro Se*  
Box 4702  
Glenville, Connecticut 06831  
(787) 587-7211

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**SHAFER GLAZER, LLP**  
Attorneys for Defendant  
**LUX PRODUCTS, INC**  
90 John Street - Suite 701  
New York, New York 10038-3202  
(212) 267-0011  
File No.: 229-00132

Tonia Maria Ouellette Klausner, Esq.  
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1301 Avenue of The Americas - 40<sup>th</sup> Floor  
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1251 Avenue of the Americas  
New York, New York 10020  
(212) 278-1000

**TRUE VALUE HARDWARE, INC.**  
488 Mamaroneck Avenue  
White Plains, New York  
*Defendant Not Yet Answered*

**TRUE VALUE HARDWARE COMPANY, NATIONAL**  
8600 W. Bryn Mawr Avenue  
Chicago, IL  
*Defendant Not Yet Answered*

**VILLAGE HARDWARE, INC**  
32 Newtown Lane  
E. Hampton, New York  
*Defendant Not Yet Answered*

**C.P.C. LOGISTICS, INC**  
100 Tower Drive  
Burr Ridge, IL  
*Defendant Not Yet Answered*

**PENSKE TRUCK LEASING, INC**  
Rt 10 Green Hills  
Reading, PA  
*Defendant Not Yet Answered*

**TRUE VALUE DISTRIBUTION, INC**  
7058 Snowdrift Road  
Allentown, PA 18106  
*Defendant Not Yet Answered*

**ORBIT/EME MANUFACTURING, INC**  
*Terminated via Stipulation on 10/11/12*

**AFFIDAVIT OF SERVICE BY MAIL**

STATE OF NEW YORK )  
: ss.:  
COUNTY OF WESTCHESTER )

MARTHA AGIS, being duly sworn, deposes and says: deponent is not a party to this action, is over 18 years of age and resides in Pearl River, New York.

On the 1<sup>st</sup> day of November, 2012 deponent served the within **NOTICE TO TAKE DEPOSITION UPON ORAL EXAMINATION OF PLAINTIFF** upon the parties herein stated below, by depositing and mailing same in a sealed envelope, with postage prepaid thereon, in an official depository of the U.S. Postal Service within the State of New York, at the following addresses:

**TO:**

Chris Ryder - *Plaintiff Pro Se*  
Box 4702  
Glenville, Connecticut 06831  
(787) 587-7211

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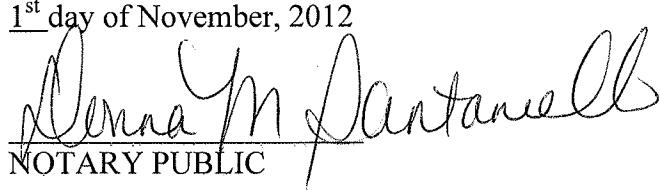
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\_\_\_\_\_  
MARTHA AGIS

Sworn to before me on the  
1<sup>st</sup> day of November, 2012

  
\_\_\_\_\_  
NOTARY PUBLIC

DONNA M. SANTANIELLO  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN PUTNAM COUNTY  
MY COMMISSION EXP. JULY 27, 2013  
01SA4896839